

ADVISORY ACTION (CONT.)

1. The amendment filed 04/23/2008 under 37 CFR 1.116 in reply to the final rejection has been considered but is not deemed to place the application in condition for allowance and will not be entered because:

- a. The proposed claim amendment required further considerations and/or search (e.g. the added limitation of *'wherein a semiconductor layer of the first transistor continues to a semiconductor layer of the second transistor'* of claims 1, 7, 11, and 23-25).
- b. The proposed claim amendments raise the issue of new matter, e.g. the added limitation of *'wherein a semiconductor layer of the first transistor continues to a semiconductor layer of the second transistor'* of claims 1, 7, 11, and 23-25.
- c. The proposed claim amendment may necessitate the modification of outstanding rejection(s) to address the new limitation, e.g. the added limitation of *'wherein a semiconductor layer of the first transistor continues to a semiconductor layer of the second transistor'* of claims 1, 7, 11, and 23-25.
- d. The proposed claim amendment may necessitate the raising of new prior art rejections and/or 112 issues.
- e. There is no convincing showing under 37 CFR 1.116(b) why the proposed claim amendment was not earlier presented.
- f. Applicant arguments are moot in view of the non-entry of the proposed claim amendment.

Information Disclosure Statement

2. The information disclosure statement (IDS) filed on 04/23/2008 has been reviewed, and the references that have been considered are initialed as recorded in PTO-1449 form. In regard to the claims filed 11/05/2007, the prior art cited in the IDS has been reviewed for nonstatutory double patenting issue as discussed in the phone interview on 04/18/2008. There are no nonstatutory double patenting issue between the prior art cited in the IDS and the claims filed 11/05/2007.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to MY-CHAU T. TRAN whose telephone number is (571)272-0810. The examiner can normally be reached on Monday: 8:00-2:30; Tuesday-Thursday: 7:30-5:00; Friday: 8:00-3:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard A. Hjerpe can be reached on 571-272-7691. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/MY-CHAU T. TRAN/
Primary Examiner, Art Unit 2629

May 15, 2008